IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1407 OF 2007
IN
CRIMINAL APPEAL NO. 1321 OF 2007

Mohammed Ismile Siraj Aahmed .... Applicant

versus

The State of Maharashtra..... Respondent.

Shri N.R.Bubna for the applicant.
Shri S.R.Shinde APP for State.

CORAM; A.P. DESHPANDE, J.
DATED; 19TH DECEMBER, 2007

P.C.;

Not on Board. Mentioned.

1. Heard. The applicant/accused has been convicted of offence under section 135(II) of the Electricity Act 2003 and is sentenced to pay a fine of Rs. 5,06,835/- in default of payment of fine S.I. for three months. As the applicant has failed to deposit the anount of fine, he has been taken in custody in execution of the order dated 11-12-2007 passed by the Ad-hoc Additional Sessions Judge, Malegaon. The learned counsel for the applicant submits that the charge was for committing theft of electricity worth Rs. 1,68,945/- whereas the fine amount imposed is above Rs. 5 lacs. The applicant was on bail during

the trial and is sentenced only to pay fine and in default S.I. for three months. Hence I direct that the applicant be released on bail on the same terms and conditions of which he was released during the trial on furnishing fresh bail bond, however subject to the condition that the applicant deposits a sum of Rs.1,68,945/- within a period of four weeks from today. In the event of failure on the part of the applicant to deposit the amount, as directed by this court his bail bond stands cancelled.

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